Bill

Received: 05/09/2007				Received By: chanaman			
Wanted: As time permits				Identical to LRB:			
For: Mar	k Gundrum	(608) 267-5158			By/Representing: himself		
This file r	nay be shown	to any legislator	:: NO		Drafter: chanaman		
May Cont	act:				Addl. Drafters:		
Subject:	Crimina	al Law - law en	forcement		Extra Copies:		
Submit vi	a email: YES						
Requester	's email:	Rep.Gundro	um@legis.w	visconsin.go	v		
Carbon co	opy (CC:) to:						
Pre Topi	c:					***************************************	· · · · · · · · · · · · · · · · · · ·
No specif	ic pre topic gi	ven					
Topic:							
Costs of a	dministering t	ests for intoxica	tion				
Instruction	ons:		***************************************				
See Attacl	hed2005 -20	96/2					
Drafting	History:						-
Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required
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/1	phurley 06/19/2007	bkraft 06/19/2007	rschluet 05/24/2007	***************************************	sbasford 05/24/2007		S&L
/2	phurley 08/20/2007	bkraft 08/20/2007	nnatzke 06/19/2007		sbasford 06/19/2007		S&L
/3			nnatzke	· · · · · · · · · · · · · · · · · · ·	mbarman	cduerst	

LRB-2698 09/10/2007 09:07:20 AM Page 2

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 08/21/2007

 08/21/2007
 09/10/2007

FE Sent For: 1/3 @ intro. 9-10-07

<END>

Bill

Received: 05/09/2007				Received By: chanaman Identical to LRB: By/Representing: himself Drafter: chanaman													
Wanted: As time permits For: Mark Gundrum (608) 267-5158 This file may be shown to any legislator: NO																	
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LRB-2698 08/21/2007 09:38:06 AM Page 2

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 08/21/2007
 08/21/2007

<END>

Bill

Received: 05/09/2007				Received By: chanaman Identical to LRB:				
Wanted: As time permits								
For: Mark Gundrum (608) 267-5158					By/Representing: himself			
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	er's email: copy (CC:) to:	Rep.Gundr	um@legis.v	visconsin.go	.			
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/2	/	3 bjk 8/20	nnatzke 06/19/2007 Nwn 8/20	nwn/15 8/21	sbasford 06/19/2007			

FE Sent For:

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Bill

Received: 05/09/2007 Wanted: As time permits					Received By: chanaman Identical to LRB: By/Representing: himself				
For: Ma	For: Mark Gundrum (608) 267-5158								
This file	e may be shown	to any legislator	r: NO		Drafter: chanaman Addl. Drafters:				
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Subject		al Law - law en	forcement		Extra Copies:				
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Bill

Received: 05/09/2007 Received By: chanaman

Wanted: **As time permits** Identical to LRB:

For: Mark Gundrum (608) 267-5158 By/Representing: himself

This file may be shown to any legislator: **NO**Drafter: **chanaman**

May Contact: Addl. Drafters:

Subject: Criminal Law - law enforcement Extra Copies:

Submit via email: YES

Requester's email: Rep.Gundrum@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Costs of administering tests for intoxication

Instructions:

See Attached--2005 -2096/2

Drafting History:

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

/? chanaman ///Gt

FE Sent For: <END>

2005 - 2006 LEGISLATURE

LRB-2096/2

CMH: jld.jf

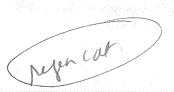
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AN ACT to create 973.06 (1) (j) of the statutes; relating to: costs of administering

2 tests for intoxication.

Analysis by the Legislative Reference Bureau

Under current law, a law enforcement officer may request a person to provide a sample of breath, blood, or urine for analysis if the person is arrested for operating while intoxicated a vehicle, an all-terrain vehicle, a boat, or a snowmobile or for injury or homicide by intoxicated use of a vehicle. Upon the request of a law enforcement officer, a test facility must perform an analysis of a person's sample of breath, blood, or urine.

Under this bill, if the person is convicted of violating one of the laws mentioned above, the person must be assessed the costs associated with any analysis of the blood or urine sample requested by the law enforcement officer.

For further information see the **state** fiscal estimate, which will be printed as

an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do

enact as follows:

Section 1. 973.06 (1) (j) of the statutes is created to read:

or analysis

LRB-2096/2 CMH:jld:jf

SECTION 1

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973.06 (1) (j) The costs associated with performing a blood of racine test on the

desendant under s. 23.33 (4p) (6), 30.684 (2), 343.305 (6), or 350.104 (2).

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END)

Date

Cardrum Rep. Sundrum: D-Note 2698/1 CMH: bj k+ kif

Upon fither review of the 2005 pill draft, I realized that the intent to include how inforcement agency of the more apparent of the cross-references were broader. I also changed the analysis. Thank you for conveying the efficies concerns so that your intent could be made clearer in the bill. Please let me know if you would like my other changes.

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-2698/1dn CMH:bjk&kjf:rs

May 24, 2007

Rep. Gundrum:

Upon further review of the 2005 bill draft, I realized that the intent to include the law enforcement agency costs would be more apparent if the cross-references were broader. I also changed the analysis. Thank you for conveying the officer's concerns so that your intent could be made clearer in the bill. Please let me know if you would like any other changes.

Cathlene Hanaman Legislative Attorney Phone: (608) 267–9810

E-mail: cathlene.hanaman@legis.wisconsin.gov



State of Misconsin 2007 - 2008 LEGISLATURE

INSERT

2007 BILL

LRB-2698/1 CMH:bjk&kjf:63

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Le Ser.

- 1 AN ACT to create 973.06 (1) (j) of the statutes; relating to: costs of administering
- 2 tests for intoxication.

Analysis by the Legislative Reference Bureau

Under current law, a law enforcement officer may request a person to provide a sample of breath, blood, or urine for analysis if the person is arrested for operating while intoxicated a vehicle, an all-terrain vehicle, a boat, or a snowmobile or for injury or homicide by intoxicated use of a vehicle. Upon the request of a law enforcement officer, a test facility must perform an analysis of a person's sample of breath, blood, or urine.

Under this bill, if the person is convicted of violating one of the laws mentioned above, the person must be assessed any costs associated with administering a blood or urine test or analysis.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 4. 973.06 (1) (j) of the statutes is created to read:

NSX

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973.06 (1) (j) Any costs associated with performing a test or analysis on the blood or urine under s. 23.33 (4p), 30.684, 343.305, or 350.104.

3 (END)

2007–2008 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-2698/1ins CMH:bjk&kjf:fs

INSERT A:

SECTION . 23.33 (13) (b) 1m. of the statutes is created to read:

* 23.33 (13) (b) 1m. In addition to the forfeiture imposed under subd. 1m., the person shall pay any costs associated with performing a test or analysis on his or her blood or urine under sub. (4p).

SECTION 30.80 (6) (a) 1m. of the statutes is created to read:

* 30.80 (6) (a) 1m. In addition to the forfeiture imposed under subd. 1., the person shall pay any costs associated with performing a test or analysis on his or her blood or urine under s. 30.684.

SECTION 3. 346.65 (2)/(am) 1m. of the statutes is created to read:

346.65 (2b) In addition to the forfeiture imposed under subd. 1., the person shall pay any costs associated with performing a test or analysis on his or her blood or urine under s. 343.305.

SECTION 4. 350.11 (3) (a) 1m. of the statutes is created to read:

 \checkmark 350.11 (3) (a) 1m. In addition to the forfeiture imposed under subd. 1., the person shall pay any costs associated with performing a test or analysis on his or her blood or urine under s. 350.104.

end of insert

DD	:ja	al:ty:ksm

06/28/2007

1	AN ACT to create 23.33 (13) (b) 1m., 30.80 (6) (a) 1m., 346.65 (2) (am) 1m., 350.11
2	(3) (a) 1m. and 973.06 (1) (j) of the statutes; relating to: payment of law
3	enforcement costs of blood tests for intoxication.
	The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:
4	SECTION 1. 23.33 (13) (b) 1m. of the statutes is created to read:
5	23.33 (13) (b) 1m. In addition to the forfeiture imposed under subd. 1., the person shall
6	pay any costs charged to and paid by a law enforcement agency for the withdrawal, testing,
7	and analysis of the person's blood under sub. (4p).
8	SECTION 2. 30.80 (6) (a) 1m. of the statutes is created to read:
9	30.80 (6) (a) 1m. In addition to the forfeiture imposed under subd. 1., the person shall
10	pay any costs charged to and paid by a law enforcement agency for the withdrawal, testing,
11	and analysis of the person's blood under s. 30.684.
12	SECTION 3. 346.65 (2) (am) 1m. of the statutes is created to read:
13	346.65 (2) (am) 1m. In addition to the forfeiture imposed under subd. 1., the person shall
14	pay any costs charged to and paid by a law enforcement agency for the withdrawal, testing,
15	and analysis of the person's blood under s. 343.305.
16/	SECTION 4. 350.11 (3) (a) 1m. of the statutes is created to read:
17	350.11 (3) (a) 1m. In addition to the forfeiture imposed under subd. 1., the person shall
18	pay any costs charged to and paid by a law enforcement agency for the withdrawal, testing,
19	and analysis of the person's blood under s. 350.104.
20	SECTION 5. 973.06 (1) (j) of the statutes is created to read:

973.06 (1) (j) Any costs charged to and paid by a law enforcement agency for the
withdrawal, testing, and analysis of the defendant's blood under s. 23.33 (4p), 30.684,
343.305, or 350.104.
(END)

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2

LRB-2698/CMH&PJH:bjk&kjf:nwn

2007 BILL

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8-20-07

regen.cat.

- 1 AN ACT to create 23.33 (13) (b) 1m., 30.80 (6) (a) 1m., 346.65 (2) (am) 1m., 350.11
- 2 (3) (a) 1m. and 973.06 (1) (j) of the statutes; **relating to:** costs of administering
- 3 tests for intoxication.

4

Analysis by the Legislative Reference Bureau

Under current law, a law enforcement officer may request a person to provide a sample of breath, blood, or urine for analysis if the person is arrested for operating while intoxicated a vehicle, an all-terrain vehicle, a boat, or a snowmobile or for injury or homicide by intoxicated use of a vehicle. Upon the request of a law enforcement officer, a test facility must perform an analysis of a person's sample of breath blood or urine.

Under this bill, if the person violates one of the laws mentioned above, the person must be assessed any costs associated with administering a blood of the test or analysis. That were charged to or part by a law enforcement age

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 23.33 (13) (b) 1m. of the statutes is created to read

eu to read:

BILL

1 23.33 (13) (b) 1m. In addition to the forfeiture imposed under subd. 1., the (2)person shall pay any costs associated with performing a test or analysis on his or her (3)blood or urine under sub. (4p). MRY 4 **Section 2.** 30.80 (6) (a) 1m. of the statutes is created to read: 5 30.80 (6) (a) 1m. In addition to the forfeiture imposed under subd. 1., the person shall pay any costs associated with performing a test or analysis on his or her blood or wring under s. 30.684. **SECTION 3.** 346.65 (2) (am) 1m. of the statutes is created to read: 346.65 (2) (am) 1m. In addition to the forfeiture imposed under subd. 1., the (10) person shall pay any costs associated with performing a test or analysis on his or her **/11**) blood or urine under s. 343.305. Insell 12 **SECTION 4.** 350.11 (3) (a) 1m. of the statutes is created to read: 13 350.11 (3) (a) 1m. In addition to the forfeiture imposed under subd. 1., the (14) person shall pay any costs associated with performing a test or analysis on his or her) 15 MSCI blood or uring under s. 350.104. 16 **Section 5.** 973.06 (1) (j) of the statutes is created to read: (17 973.06 (1) (j) Any costs associated with performing a test or analysis on the **1**8) blood or wring under s. 23.33 (4p), 30.684, 343.305, or 350.104. 19 (END) insert Daicharged to or paid by a law enforcement agency for the withdrawah testingar or analysis of the persons blood end of insert

Duerst, Christina

From: Burri, Lance

Sent: Monday, September 10, 2007 8:48 AM

To: LRB.Legal

Subject: Draft Review: LRB 07-2698/3 Topic: Costs of administering tests for intoxication

Please Jacket LRB 07-2698/3 for the ASSEMBLY.